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FROM: LILA A. T. AKRAD

NUMBER OF PAGES (Including cover): 3

Please file the attached **NOTICE OF APPEAL** for the following:

APPLICANT : MORROW, Donald Lee
SERIAL NO : 10/767,566
FILED : January 29, 2004
TITLE : INBRED MAIZE LINE PH5DR

Grp./A.U. : 1638
Examiner : KRUSE, David H.
Conf. No. : 3915
Docket No. : P06308US01 - PHI 1365C

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PTO/SB/31 (08-04)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) P06308US01 - PHI 1365C		RECEIVED CENTRAL FAX CENTER JAN 17 2006
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] or via Facsimile (571) 273-8300 on JANUARY 17, 2006		In re Application of MORROW, Donald Lee		
Signature <u><i>Lila A. T. Akrad</i></u> Typed or printed name LILA A. T. AKRAD		Application Number 10/767,566	Filed January 29, 2004	
		For INBRED MAIZE LINE PH5DR		
		Art Unit 1638	Examiner KRUSE, David H.	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) **\$ 500.00**

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **26-0084**. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

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I am the
☐ applicant/inventor.
☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
☒ attorney or agent of record. Registration number **62,660**
☐ attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____

Lila A. T. Akrad
 Signature
LILA A. T. AKRAD
 Typed or printed name
(515)-288-3667
 Telephone number
1/17/06
 Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below".

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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